

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte JAMES MEEK, DONALD MCCOY, GREGORY SHIMEK,
IREK SINGER, ANTHONY LEE, KEN KORAN, WILLIAM HEMLICK,
RON DIFRANGO, CHANGNING JIANG,
ROBERT D. SYMONDS PETER ST. GEORGE
and ROBERT BRADLEY GILL

MAILED

JUL 19 2004

**U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

Application No. 09/449,426

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on June 15, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

There is no proper indication on the record that the conference was held. In accordance with MPEP § 1208 regarding appeal conferences:

On the examiner's answer, below the primary examiner's signature, the word "Conferees" should be included, followed by the typed or printed names of the other two appeal conference participants. These two appeal conference participants must place their initials next to their name. This will make the record clear that an appeal conference has been held.


Application No. 09/449,426

Appropriate correction is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner to 1) hold an appeal conference, 2) notify appellants in writing that the appeal conference was held and 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
DALE M. SHAW
Program and Resource Administrator
(703) 308-9797

cc: Ralph E. Jocke
231 South Broadway
Medina, OH 44256

DMS/eld
RA04-0649